

Senate File 2157 - Enrolled

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SENATE FILE 2157

AN ACT
RELATING TO AMUSEMENT RIDE SAFETY INSPECTION FEES AND SPECIAL
INSPECTORS AUTHORIZED BY THE DIVISION OF LABOR SERVICES
IN THE DEPARTMENT OF WORKFORCE DEVELOPMENT AND PROVIDING
AN EFFECTIVE DATE.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

Section 1. Section 88A.3, Code 2007, is amended to read as follows:

88A.3 RULES.
The commissioner shall adopt ~~and issue~~ rules for the safe installation, repair, maintenance, use, operation, and inspection of amusement devices, amusement rides, concession booths, and related electrical equipment at carnivals and fairs to the extent necessary for the protection of the public. The rules shall be based ~~upon~~ on generally accepted engineering standards and shall be concerned with, but not necessarily limited to, engineering force stresses, safety devices, and preventive maintenance. ~~Whenever such~~ If standards are available in suitable form ~~they, the standards~~ may be incorporated by reference. The rules shall provide for the reporting of accidents and injuries incurred from the operation of amusement devices or rides, concession booths, or related electrical equipment.

The commissioner may modify or repeal any rule adopted under the provisions of this chapter.

Sec. 2. Section 88A.4, Code 2007, is amended to read as follows:

88A.4 PERMIT AND INSPECTION FEES ~~==NONLIABILITY AND~~
SPECIAL INSPECTORS.

Annual inspection fees under this chapter shall be as follows:

1. Permit fees.
 - a. One through ten rides, or devices or concessions, ~~twenty~~ thirty dollars.
 - b. Eleven or more rides, or devices or concessions, ~~thirty~~ forty dollars.
2. Mechanical and electrical inspection fees for amusement rides and devices.
 - a. For rides which are designed for seventy-five pounds or less per passenger unit, ~~sixty~~ seventy-five dollars for each inspection.
 - b. For rides which are designed for seventy-five pounds or more and for which the manufacturer's recommended assembly time is less than forty work hours, ~~ninety~~ one hundred ten dollars for each inspection.
 - c. For rides for which the manufacturer's recommended assembly time is forty work hours or more, ~~one hundred twenty~~ two hundred fifty dollars for each inspection.
3. Electrical inspection of concession booths, and amusement devices fees, ~~thirty-five~~ forty dollars each.
4. ~~Special inspectors authorization fee, twenty-five~~
~~dollars each. The special inspectors authorization shall~~
~~allow a person to perform inspections only on rides, devices,~~
~~and concession booths of an operator who makes the request for~~
~~the special inspectors authorization. The failure of a~~
~~special inspector to inform the commissioner of violations~~
~~shall not subject the commissioner to liability for any~~
~~damages incurred.~~

Sec. 3. EFFECTIVE DATE. The portion of the section of this Act amending section 88A.4, subsections 1 through 3, takes effect January 1, 2009.

JOHN P. KIBBIE
President of the Senate

3 4 PATRICK J. MURPHY
3 5 Speaker of the House
3 6
3 7 I hereby certify that this bill originated in the Senate and
3 8 is known as Senate File 2157, Eighty-second General Assembly.
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3 12 _____
3 13 MICHAEL E. MARSHALL
3 14 Secretary of the Senate
3 15 Approved _____, 2008
3 16
3 17 _____
3 18 CHESTER J. CULVER
3 19 Governor